

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

FILED
RICHARD W. NAGEL
CLERK OF COURT

2016 JAN -7 AM 10:15

U.S. DISTRICT COURT
SOUTHERN DIST. OHIO
EAST. DIV. COLUMBUS

UNITED STATES OF AMERICA, ex rel.
ROGER D. KING,

Plaintiff/Relator,

v.

OHIOHEALTH CORPORATION, et al.,

Defendants.

Case No. 2:15 CV 1788

Judge Graham
Magistrate Judge Kemp

FILED UNDER SEAL

**PLAINTIFF/RELATOR'S
NOTICE OF VOLUNTARY
DISMISSAL WITHOUT
PREJUDICE PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 41(a)(1)**

PLEASE TAKE NOTICE that Plaintiff/Relator ROGER D. KING, pursuant to Federal Rule of Civil Procedure 41(a)(1), hereby voluntarily dismisses all claims in this action without prejudice as to both the United States of America and Relator Roger D. King. Please take notice that the United States of America intends to file a Consent to Dismissal.

Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part that the plaintiff may dismiss an action without a court order by filing "a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment." Defendants have neither answered Plaintiff/Relator's Complaint, nor filed a motion for summary judgment.

Accordingly, this matter may be dismissed without prejudice and without a court order.

Respectfully submitted,

KEITH & ASSOCIATES, PLLC

By: 

Ann B. Miller, *Attorney for*
Plaintiff/Relator, Roger D. King

Dated: January 6, 2016

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of the foregoing has been duly served upon the following parties or counsel of record by regular U.S. Mail, postage prepaid this 6th day of January, 2016.

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